

APL Logistics – Chicago Public 715 Theodore Court Romeoville, Illinois 60446 815-372-1963 CC G050100 and CC G050200

| ١ | PROGRESSIVE DISCIPLINE - ACTION TAKEN | | | | | | | | |
|-------------|---|--|--|--|--|--|--|--|--|
| E | Verbal Warning □ Written Warning □ Written Warning with 1 Day Suspension | | | | | | | | |
| | Written Warning with 3 Day Suspension ☐ Suspension Pending Termination ☐ Discharge | | | | | | | | |
| $1_{\rm I}$ | Date(s) of Suspension: 5/16,5/17/5/18/2006 | | | | | | | | |
| | All disciplinary steps will remain a matter of your permanent work record. | | | | | | | | |
| 1 | Name of Employee: ERICA WILLIS Date: 5/15/06 Employee Building Location: 5/15/06 ID Number: | | | | | | | | |
| | Building Location: ID Number: ID Number: | | | | | | | | |
| | Cost Center: | | | | | | | | |
| I . | Lateness Disobedience Housekeeping | | | | | | | | |
| | Conduct Carelessness Other: | | | | | | | | |
| 1. | Absence Safety | | | | | | | | |
| | Attitude Sub-Standard Work | | | | | | | | |
| H | REMARKS: | | | | | | | | |
| | ON Friday 5/12/06 You Falsify Company | | | | | | | | |
| | ON Friday 5/12/06 You Falsify Company document, By Writting 735am on your Time Sheet. You must clock in and out everyday also | | | | | | | | |
| | Sheet. You must clock in and out everyday also | | | | | | | | |
| | IN and out For Lunch when Leaving building. | | | | | | | | |
| f | EMPLOYEE ACKNOWLEDGMENT | | | | | | | | |
| | Signature of Date of Notice: Date of Notice: (Only means received a copy, NOT agreement with this action) | | | | | | | | |
| | (Only means received a copy, NOT agreement with the determ | | | | | | | | |
| | Supervisor: Stephen B. McElrath | | | | | | | | |
| | Stylemer Date: 5/15/06 | | | | | | | | |
| | Supervisor Signature | | | | | | | | |
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EXHIBIT 3 5-1-08 ひ

| 「間」間 「ロットナートをひしつ | 01.00 | | | | |
|------------------|----------|-----------------|-----------------|-----------------|-------------|
| | Coop 1:0 | 7-ev-06440 - Da | CHROOF 59-7 1-F | HAA OKA OKA OKA | Rogo 2 of 2 |
| | Case 1.0 | -67-0044U - 1/6 | | 1160 Optigr4000 | Page 2 of 2 |
| | | 10° | 10// | <i>F</i> | • |
| | • • | . 10 | | • • • | |
| | | • | · | | 11 0110 |

COST CENTER 501 - BUILDING 715 - Company 506

| ACCOUNT | NAME ERICA WILLS | DATE 5-8-06 |
|----------------|----------------------|---------------|
| 0538 STEPAN | NAJEL | a. 5 M |
| 1253 U.S.P.S | EMPLOYEE ID # 115809 | TOTAL HRS B 5 |
| 6923 BOSCH | _ | <u> </u> |
| 6341 KANSAI | SUPERVISOR | |
| 5872 KAYKASAKI | WHSER HPS | ?ICKER HAS |
| | • | REG |
| • • • | REG | O.T. <u></u> |

130m START TIME Cost ENDING TIME **CUANTITY** Center FUNC.CODE ACCT # UNIT CODI FUNCTION CODES 1=PLT 100 Receiving 105 Forkiff Receiving 2=DRM 700 Wheth 11093 200 Picking Product 3≐BAG 11093 205 Forklift Shipping 4=PCS 300 Special Projects 11953 305 Forkliff Accessorial 400 Rewarehousing 405 Forkifft Rewarehousing 500 Building & Equip. Maint 505 Forklift (Temp Employees) 600 Meetings: Training 605 Forklift 700 Cierical - CSR 800 Indirect 900 inventory

IF UNSURE OF ACCOUNT # CHECK WITH YOU SEED PERVISOR
YOU MUST CHANGE CUSTOMER ACCOUNT 原語資訊

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Cost Center 501 - Building 715

| | Account | Grica | \w/:11:0 | Date: 5-12-06 | |
|-------|--------------|--------------------|----------|---------------------|--|
| 16923 | Bosch | Name: | V*///I> | Date: | |
| 16941 | Kansai | | | 7 78 (and) | |
| 15872 | Kawasaki | Employee ID #: 115 | 805 | Total Hrs: /// //// | |
| 10838 | Stepan | Employee ID ". | | | |
| 17193 | Gillette Co. | g | | . 0 | |
| 16556 | Turtle Wax | Supervisor: | | | |
| 11253 | U.S.P.S. | Warehouse Hours | | Picker Hours | |
| | | • | | Regular: | |
| | | Regular: | | Overtime: | |
| | | Overtime: | • | | |
| | | | | つろり | |
| • | | | Stan | rt Time: | |

| | | | | | | *************************************** | |
|---------|--------------------------|---------|----------------|----------|--------------|---|--------------------|
| | Function Codes | Unit | Account Number | Function | Cost | Quantity | Ending Time |
| | runcuon codes | Code | | Code | Center | Of Units | |
| 100 | Receiving | 1 = PLT | 11793 | 700 | | | |
| 105 | Forklift Receiving | 2 = DRM | | | | | |
| 200 | Picking Product | 3 = BAG | ho.~? | 300 | | | |
| 205 | Forklift Pick / Shipping | 4=PCS | 11363 | 100 | | A(| Δ |
| 300 | Special Projects | | | | | 410 | 8,6 |
| 305 | Forklift Accessorial | | | | | | |
| 7 | Re-warehousing | | | | | ' ' | |
| m5 | Forklift Re-warehousing | | | | | | |
| 500 | Building & Equip. Maint. | | | | | | |
| 505 | Forklift (Temp Employee) | | | | AA | | |
| 600 | Meetings: Training | | | M | my | <i></i> | |
| 605 | Forklift | | | | | | |
| 700 | Clerical — CSR | | | VA | | | |
| 800 | Indirect | | | 77 | > | | |
| 900 | Inventory | | | | <u> </u> | | |
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| 1 | | | | <u> </u> | <u> </u> | <u> </u> | |

If you are unsure of the account number check with your Supervisor You must change customer account number ON S/15/06 we had meeting scheduled for APL employee's. Erica was schedule at 730 cm. At about 720 cm I Started Looking For Erica did Not See her IN The Breakroom were The Time Clock to Swig in and out in Located. At 730 cm I went to the Back Office to See IF She was There she was not. Bill Bank (GM.) was I The breakroom at 735 cm she was not There. She Show up at the kneeting at 750 cm. After Checking she was drop. Off in The rear of the building Not Clocking In That morning

Sue lapres or E-Time Report.

Styl BAN Chaff

ERICA

APL LOGISTICS Punch Detail Report

Page 0001

05/08/06 -> 05/14/06

Acct:050127,01125303,700

Totals:

REGULAR:

REGULAR:

05/15/2006 1:12p

| WILLIS, ERICA ID IN DEPT CUST FUN ACTIVITY OUT TOT | 115809 050127, FUN ACTIVITY TALS | 01125303,700 OUT ID IN | DEPT CUST |
|---|--|---------------------------|-----------|
| Mon 05/08 730a | | 400p*I | |
| 8.00 Tue 05/09 728a | 8.00 | 400p*I | |
| 8.00 | 16.00 | • | |
| Wed 05/10 731a 7.98 | 23.98 | 400p | |
| Thu 05/11 717a VACATION | | | |
| 8.00 Fri 05/12 745a*L | | 400p | |
| 7.75 | 31.73 | , | |
| Sat 05/13 Unscheduled | | | |
| Sun 05/14 Unscheduled | | | |
| - Audit Suppressed - | | | |

31.73 VACATION:

31.73 VACATION:

5/12

8.00 8.00

TOTALS:

TOTALS:

39.73 39.73

steve 5-12 8.00 Totals: REGULAR: 8.00 TOTALS: 115809 050127,01125303,700 WILLIS, ERICA CUST FUN ACTIVITY OUT DEPT **CUST** ID IN DEPT ID IN TOTALS FUN ACTIVITY OUT Fri 05/12 ABSENT (8.00)**DAPL LOGISTICS** Punch Detail Report Page 0003 05/12/06 05/15/2006 7:29a All accounts, pay rule Steve McElrath, all Timeclock groups Summary Totals: Acct:050111,01125303,205 25.60 25.60 TOTALS: REGULAR: Acct:050111,01587203,105 6.40 REGULAR: Acct:050127,01587203,700 6.40 TOTALS: 8.85 0.85 TOTALS: REGULAR: 8.00 OVERTIME: TOTALS: 40.85 40.00 OVERTIME: 0.85 Grand Totals: **REGULAR:** Number of Records: 8

steve 5-11

| WILLIS, ERICA ID IN DI FUN ACTIVITY THU 05/11 ABSENT | EPT CUST OUT TO (8.00) | FUN A | 9 050127, CTIVITY | ,01125303, OUT I | 700 D IN DEPT | CUST |
|--|--|--------------|---|---------------------|------------------|----------------|
| APL LOGISTICS | + | | | | | |
| · | • . | Pag | e 0003 | | | |
| 05/11/06 All accounts, pay | 05/ | 12/2006 | 10:39a | | | |
| All accounts, pay | rule Steve M | ceiratn, | ali ilmecio | ck groups | | |
| | | | | | | |
| Summary Totals: | | | | | | |
| Acct:050111,0112 | REGULAR: | 31.98 | TOTALS: | 31.98 | | |
| Summary Totals: Acct:050111,0112 Acct:050111,0158 | REGULAR: 7203,205 | | • | <u> </u> | | |
| Acct:050111,0112 | REGULAR: 7203,205 REGULAR: 7203,700 | 8.00 | TOTALS: | 8.00 | TOTAL S. | 10 . OR |
| Acct:050111,0112 Acct:050111,0158 Acct:050127,0158 | REGULAR: 7203,205 REGULAR: | 8.00 8.00 | TOTALS: | 8.00 2.08 | TOTALS: | 10.08 |
| Acct:050111,0158 | REGULAR: 7203,205 REGULAR: 7203,700 | 8.00 | TOTALS: | 8.00 | TOTALS: | 10.08 50.06 |

steve 5-10

| WILLIS, ERICA ID IN D FUN ACTIVITY Wed 05/10 731a | EPT CUST OUT TOTA | FUN A | 9 050127 CTIVITY | | 700 D IN DEPT | CUST |
|---|-----------------------|-------------------|---------------------|--------------|------------------|-------|
| Acct:050127,0112 | 5303.700 | | | | | |
| • | REGULAR: | | TOTALS: TOTALS: | 7.98 7.98 | | |
| Totals: | REGULAR: | 7.98 | IUIALS: | 7.90 | | |
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| DAPL LOGISTICS | •4- | | | | | |
| Punch Detail Repor | τ. | Pag | e 0003 | | | |
| 05/10/06 | · 0E /1: | 1 /2006 | 0 · 10 2 | | | |
| All accounts, pay | rule Steve Mc | 1/2006 Elrath, | all Timeclo | ck groups | | |
| ,,,, accounter, par, | | • | | | | |
| Summary Totals: | | | | | | |
| Acct: 050111,0112 | 25303,205 | 22.04 | TOTAL C. | 23.84 | | |
| Acct:050111,0158 | REGULAR: | 23.84 | TOTALS: | 23.04 | | |
| • | REGULAR: | 8.00 | TOTALS: | 8.00 | | |
| Acct: 050127,0112 | 25303,700 REGULAR: | 7.98 | TOTALS: | 7.98 | | |
| Acct:050127,0158 | | | | | | |
| , | REGULAR: | 8.00 | OVERTIME: | 1.03 | TOTALS: | 9.03 |
| Grand Totals: | REGULAR: | 47.82 | OVERTIME: | 1.03 | TOTALS: | 48.85 |
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| Number of Records | : 8 | | | | | |
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| | | | | | | |

| WILLIS, ERICA ID IN DI FUN ACTIVITY Tue 05/09 728a | EPT CUST OUT TOTA | 115809 FUN AG | TEVE 5-9 9 050127 CTIVITY | ,01125303, OUT I 400p*I | 700 D IN DEPT | CUST |
|---|----------------------------------|------------------|---------------------------------|-------------------------------|------------------|-------|
| Acct:050127,0112 Totals: | 5303,700 REGULAR: REGULAR: | 8.00 8.00 | TOTALS: TOTALS: | 8.00 8.00 | | |
| DAPL LOGISTICS Punch Detail Report 05/09/06 All accounts, pay | 05/1 | u /2006 | e 0003 9:12a all Timeclo | ock groups | | |
| Summary Totals: Acct:050111,0112 Acct:050111,0158 | REGULAR: | 23.92 | TOTALS: | 23.92 | | |
| Acct:050127,0112 | REGULAR: | 8.00 | TOTALS: | 8.00 | | |
| Acct: 050127,0118 | REGULAR: | 8.00 | TOTALS: | 8.00 | | |
| ACCT:USU127,U130 | REGULAR: | 8.00 | OVERTIME: | 0.90 | TOTALS: | 8.90 |
| Grand Totals: | REGULAR: | 47.92 | OVERTIME: | 0.90 | TOTALS: | 48.82 |
| Number of Records | : 8 | | | | | |

steve 5-8 TOTALS: 7.93 7.93 7.93 **REGULAR:** TOTALS: 7.93 Totals: **REGULAR:** 050127,01125303,700 115809 WILLIS, ERICA **DEPT CUST** FUN ACTIVITY OUT ID IN DEPT CUST ID IN **TOTALS** FUN ACTIVITY OUT *7 400p Mon 05/08 0.00 0.00 DAPL LOGISTICS Punch Detail Report Page 0003 05/08/06 05/09/2006 9:26a All accounts, pay rule Steve McElrath, all Timeclock groups Summary Totals: Acct:050111,01125303,205 20.16 TOTALS: 20.16 **REGULAR:** Acct:050111,01587203,205 8.00 8.00 TOTALS: **REGULAR:** Acct:050111,01655603,105 2.85 2.85 TOTALS: **REGULAR:** Acct: 050111, 01655603, 205 0.92 TOTALS: 0.92 **REGULAR:** Acct: 050127, 01587203, 700 8.73 **OVERTIME:** 0.73 TOTALS: 8.00 **REGULAR:** 40.66 0.73 TOTALS: 39.93 **OVERTIME:** Grand Totals: **REGULAR:** Number of Records: 8



APL Logistics – Chicago Public 715 Theodore Court Romeoville, Illinois 60446 815-372-1963 CC G050100 and CC G050200

| PROGRESSIVE DISCIPLINE - ACTION TAKEN | | | | | | |
|--|--|--|--|--|--|--|
| ☐ Verbal Warning ☐ Written Warning ☐ Written Warning with 1 Day Suspension | | | | | | |
| ☐ Written Warning with 3 Day Suspension ☐ Suspension Pending Termination ☐ Discharge | | | | | | |
| Date(s) of Suspension: 5/19/2006 All disciplinary steps will remain a matter of your permanent work record. | | | | | | |
| | | | | | | |
| Name of Employee: Elica Willis Date: 5/19/2006 Employee | | | | | | |
| Building Location: 715 Therodory CT ID Number: | | | | | | |
| Cost Center: 501 | | | | | | |
| Lateness Disobedience Housekeeping | | | | | | |
| Conduct Carelessness Other: | | | | | | |
| Absence Safety | | | | | | |
| Attitude Sub-Standard Work | | | | | | |
| REMARKS: | | | | | | |
| Insubordination, not assuration, any work | | | | | | |
| Insubordination. Not assurering, any work questioned ask. Calling we a liar. | | | | | | |
| · · | | | | | | |
| EMPLOYEE ACKNOWLEDGMENT | | | | | | |
| Partico TO SIGN | | | | | | |
| Signature of Marine Moffice: 5/22/06 | | | | | | |
| (Only means received a copy, NOT agreement with this action) | | | | | | |
| Supervisor: Stephen BM Grath | | | | | | |
| Please print name | | | | | | |
| Steph & M draft Date: 5/18/06 | | | | | | |
| Supervisor Signature | | | | | | |
| | | | | | | |

On 5/19/06 I ask Erica were There any Loads That weeded To be pickup, and IF so how many and IF she sett out The E-mail so They would be lick up, she did not asswer me, I ask Two (2) More Timis Then she conwered.

Ten min. Ceter I ask how many Inbound load we had coming in That day, once again I got no asswer, I ask another Three Times she then grab The Schrobbe book and gave Me The asswer.

I then ask her had she set the E-Mer out yet, NO ESHWEY, I'ESK her what was arong she Told me That she was tried of Me (Stephen MELLET) Telling everone about her suspension, I Told her I said Nothing To Engone me why she was not at work, she The Call he a lian. I told har Lets stop this now because she Be insubordinate she kept It up at that time I told har Told har I told har Told har I told har Told har I told me she wanted To Talk To Mary Werner I told me she wanted To Talk To Mary Werner

SARMINAT



APL Logistics — Chicago Public 715 Theodore Court Romeoville, Illinois 60446 815-372-1963 CC G050100 and CC G050200

| PROGRESSIVE DISCIPLINE - | ACTION TAKEN |
|--|---------------------------------------|
| ☐ Verbal Warning Written Warning [| Written Warning with 1 Day Suspension |
| ☐ Written Warning with 3 Day Suspension ☐ Suspension | Pending Termination Discharge |
| Date(s) of Suspension: | |
| All disciplinary steps will remain a matter of you | or permanent work record. |
| An disciplinary surps with remaining and an arrangement of the surps with remaining and arrangement of the surps with remaining a surps with remaining and arrangement of the surps with remaining a surps w | |
| Name of Employee: | Date: 5/12/06 |
| | Date: <u>5/12/06</u> Employee |
| Building Location: 715 Throdore CT. | ID Number: |
| | · |
| Cost Center: | |
| Lateness Disobedience | Housekeeping |
| Conduct Carelessness | Other: |
| Absence Şafety | |
| Attitude Sub-Standard Work | |
| DEM ADKS: | |
| NOT Following Proper Work | procedures. |
| / | |
| • | • |
| | • |
| | |
| EMPLOYEE ACKNOWLE | DGMENT |
| Signature of As () | Date of 5 15 16 |
| Finnlovee: | Notice: |
| (Only means received a copy, NOT agr | reement with this action) |
| Stepla & mostrath | \mathcal{L}_{N} |
| Supervisor: Supher B. MCELYELL Please print name | |
| Stol Parcel A | Date: 5/15/06 |
| Supervisor Signature | Date |
| | |
| | |

EXHIBIT

Solve Sol

NOT Following Proper Procedure's

When The Outbound Trailer is loaded The CSR Takes The Scanner Places it on The Cradle down load order into Folder Print paperwork with all lable Number on That Load Then go The Inventory Screen Cheek all labels Numbers making Sure all are In our Inventory IF There Not in They must be placed in so all Shiping paperwork is correct. Then go on To The next Steps.

These Steps were not being complete, See Copies OF Paperwork, And E-Mail From Customer

Stprattal

HCAGO WAREHOUSE 1:07-cv-06440 Straight/Bill of Lading-Short Form 5 Document 53-4 **ATX WAREHOUSE** ORIGINAL NOT NEGOTIĂBLE OMEOVILLE IL 00000-0000 Order Number: : 0001706177 Fax ()--1 Phone: ()-Plan Ship Date: 04/14/2006 Load Date: 04/19/2006 09:00 Plan Dispatch Time: 07:10 **EAGL** RECEIVED, subject to the classifications and tariffs in effect on the date of the issue of this Bill of Lading at The property described below, in apparent good order ,except as noted (contents and conditions of packages unknown),marked , consigned, and destined as indicated below, which said carrier, the cord carrier being understood throughout this contract as meaning any person or corporation in possession of the property under contract, agrees to carry to its usual place of delivery at said destination, if on its route otherwise to deliver to other carrier on the route to said destination it is mutually agreed, as to each carrier of all or any of said property over all or any portion of said route to destination and as to each party at any time interested in all or any of said property, that every service to be performed hereunder shall be subject to all the terms and conditions of the uniform Domestic Straight Bill of Lading set forth(1) in official Freight Classifications in effect on the date hereof, if this is a rail or rail-water shipment or (2) in the applicable motor carrier classification or tariff if this is a motor shipment. Shipper hereby certifies that he is familiar with all the terms and conditions of the said bill of lading including those on the back thereof set forth in the classification or tariff which governs the transportation of this shipment and the said terms and conditions are hereby agreed to by shipper and accepted for himeself and this assigns. Consigned to: CHICAGO MTESC Deliver To Address: 850 S VETERANS PKWY STE A **BOLINGBROOK** IL 60440-4816 (630)-679-1749 Phone: Trailer: **72MTE** SV Trailer ID: Route: 604GK **BOL Comments:** rder # .ine # Eirs Description Pallet Exception 74E: TRAY, PLASTIC, EXT MM. 01 USED .O.D. Charge to be paid by Shipper..... Consignee. ubject to Section 7 of Conditions of applicable bill of landing, if this shipment is to be delivered the consignee without recourse of the consignor shall sign the following statement: ie carrier shall not make delivery of this shipment without payment of freight and all other (Signature of Consignee) wful charges. charges are to be prepaid, write or stamp, here , "To be Prepaid". to apply in prepayment of charges on the property described hereon. Per gent Or Cashier: (The signature here acknowledges only the amount prepaid) narges Advanced: in pper's imprint in lieu of stamp; not a part of Bill of Lading approved by the interstate Commerce Commission. TE:Where the rate is dependent value, shipper's are required to state specifically in writing the agreed or declared value he property. The agreed or declared value of the property is thereby specifically stated by the shipper to be not exceeding. is to certify that the above named articles are properly classified +The fiber boxes used for this shipment conform to the cribed,packaged,marked,labeled, and are in proper conditionfor transportation specifications set forth in the box maker's certificate ording to the applicable regulations of the Department of "transportation.". thereon, and all other requirements of the Consolidated Agent, Per

Chus Agyme 1617 RPGB VII

Order Number 0001706177 Trailer Id 72MTE683 V Trailer ID

Nass Code 60MTE

Carrier Name EAGL
Trip No EXTRA
Attn CHICAGO MTESC

Cust Order No 60-60-XFR28 Route No 604GK Load Date 04/19/2006 09:00

Shipping Address 850 S VETERANS PKWY STE A

BOLINGBROOK

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Description
TRAY, PLASTIC,EXT

Zip

604404816

Page 2 of 2

Order Number 0001706177
Trailer Id: 72MTE683
60MTE
Nass Code

Carrier Name EAGL
Trip No EXTRA
Attn CHICAGO MTESC

Cust Order No 60-60-XFR28 Route No 604GK Load Date 04/19/2006 09:00

Shipping Address 850 S VETERANS PKWY STE A

BOLINGBROOK

IL **Zip** 604404816

PSN Description
3920050004954 TRAY, PLASTIC, EXT
MM, USED

Container Placard

060350381901

PSIN

74E

060350382701

060370434301

060370450401

060370451801

060370494901

060370513801

060370515101

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/O=NOL-APL/OU=SECOND ADMINISTRATIVE GROUP/CN=RECIPIENTS/CN=SMCELRAT

From:

Booth, Gary E - Washington, DC [gary.e.booth@usps.gov]

Sent:

Tuesday, May 09, 2006 1:21 PM

To:

Banks, William B; Vance, Jerry R; McElrath, Stephen B

Subject:

FW: Please help me to understand

Importance: High

Attachments: SCAN00~1.pdf

Try opening this one.

----Original Message---

From: Booth, Gary E - Washington, DC Sent: Monday, May 08, 2006 1:28 PM

To: Banks, William B; Vance, Jerry R; 'McElrath, Stephen B'

Cc: Cebulski, Robert F - Bloomingdale, IL Subject: FW: Please help me to understand

Importance: High

Gentlemen,

Please review the attached Pick Short Report. It indicates that you have failed to ship the proper quantities of palletized MTE. Can you explain? Shipping short creates inventory discrepancies. I don't want to get into a situation where you cannot fill orders because of inventory irregularities. If you had insufficient inventory I might be able to understand some irregularities, but it is obvious that you have sufficient inventory and someone is simply failing to follow shipping instructions. As long as you have sufficient inventory I expect every order directed to APL to be properly filled unless you have requested a deviation from either Elin or myself and we have communicated this to Bob!

Questions???

Gary

---Original Message

From: Jeschelnik, Elin F - Washington, DC Sent: Monday, May 08, 2006 11:55 AM To: Booth, Gary E - Washington, DC

Subject: FW: Please help me to understand

Importance: High

Gary - see attached - do you know why 60WAR is short shipping? Elin

----Original Message----

From: Cebulski, Robert F - Bloomingdale, IL. Sent: Friday, April 28, 2006 1:44 PM To: Jeschelnik, Elin F - Washington, DC Subject: Please help me to understand Importance: High

I do not understand

| ort id: REBRITATION 12:36:40 | 3 12:36:40 | 2 | United Mall Transpor | United States Poursport Equipment Pick Short | Postal Service ment Support S ort Report | United States Postal Service ransport Equipment Support System (MTESS) Pick Short Report | (88) | Page No: 14 |
|------------------------------|---------------|-------|-------------------------|--|--|--|-----------------------|----------------|
| Order No | Required Date | Plant | Origin Nass | Dest Nass | | Ord Qty | Pick Qty | Exception Code |
| 0001708150 | 04/17/2006 | 8 | , 60WAR | 75MTE | 01 | 104 | 76 | 01 |
| 0001708399 | 04/15/2006 | 8 | 60WAR | 60MTE | 65P | 2 | 0 | |
| 0001708400 | 04/15/2006 | 9 | 60WAR | BOMTE | 65P | 83 | -(| |
| 0001708403 | 04/15/2006 | 89 | 60WAR | 60MTE | 75E | 20 | (£ | 5 |
| 0001708403 | 04/15/2006 | 89 | 60WAR | BOMTE | 65P | 7 | P(| |
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| 0001708405 | 04/15/2008 | 8 | 60WAR | 60MTE | 75E | 20 | <u>5</u> | |
| 0001708405 | 04/15/2006 | 8 | 60WAR | 60MTE | 65P | 7 | þ ¹ | |
| 0001708406 | 04/15/2006 | 8 | 60WAR | BOMTE | 75E | 22 | 48 | 5 |
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| 0001708410 | 04/15/2008 | 8 | 60WAR | 60MTE | 75E | 20 | (B | 5 |
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| 0001708412 | 04/15/2008 | 80 | 60WAR | 60MTE | 65P | 2 6 | 55 | 5 , |
| 0001708413 | 04/15/2008 | 8 | 60WAR | BOMTE | 65P | 5 | o ! | - 3 |
| 0001708415 | 04/15/2006 | 9 | 60WAR | 60MTE | 74E | 25 | 2 | 5 8 |
| 0001708416 | 04/15/2006 | 8 | 60WAR | 60MTE | 74E | 62 | \$ | 5 3 |
| 0001708417 | 04/15/2006 | 09 | 60WAR | 60MTE | 74E | 25 | 48 | 5 3 |
| 0001708418 | 04/15/2006 | 8 | 60WAR | 60MTE | 74E | 52 | \$ (| 5 8 |
| 0001708421 | 04/15/2006 | 9 | 60WAR | 60MTE | 74E | 25 |) | 5 8 |
| 0001708422 | 04/15/2006 | 8 | 60WAR | 60MTE | 74E | 25 | 9 | 5 8 |
| 0001710068 | 04/18/2006 | 8 | 60WAR | 55MTE | 74E | 25 | \$ { | 5 8 |
| 0001710070 | 04/18/2008 | 8 | 60WAR | 55MTE | 74E | 25 | 3 : | 5 7 |
| 0001710210 | 04/18/2006 | 8 | 60WAR | 60MTE | 74E | 25 | = (| 5 6 |
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United States Postal Service Mail Transport Equipment Support System (MTESS) Pick Short Report

Run Date: 04/28/2006 12:36:40 Dick Equipt

Report Id: RPSP

Exception Code 5.1 5 5 Pick Oty 98 4888 Ord Oty 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 74E 75H **75E 76E** 75E **7**5E 76E 76E 76E 75E 94 94 **61P** 74E 74E 74E 74E 74E 74E Dest Nass **60MTE** BOMTE **BOMTE 60MTE 60MTE 60MTE 60MTE 60MTE BOMTE 60MTE 60MTE 60MTE 60MTE** BOMTE **BOMTE** 75MTE SMTE BOMTE BOMTE BOMTE **BOMTE 60MTE** BOMTE BOMTE Origin Nass 60WAR **60WAR** 60WAR **60WAR 60WAR 60WAR 60WAR** 60WAR **60WAR 60WAR 60WAR** BOWAR BOWAR **BOWAR 60WAR** BOWAR **60WAR** BOWAR BOWAR **60WAR** BOWAR BOWAR **60WAR** BOWAR **BOWAR** Plant Required Date 04/18/2006 04/18/2006 04/18/2006 04/18/2008 04/18/2006 04/20/2006 04/24/2008 04/27/2008 04/18/2006 04/18/2006 04/18/2006 04/18/2008 04/28/2006 04/18/2008 04/18/2006 04/18/2008 04/18/2006 04/18/2006 04/18/2006 04/18/2006 04/18/2006 04/18/2006 04/18/2006 04/18/2008 0001710345 0001710346 0001710348 0001717915 0001721402 0001721405 0001722915 0001710343 0001710344 0001710347 0001713353 0001721404 0001710215 0001710218 0001710218 0001710219 0001710247 0001710248 0001710249 0001710250 0001710252 0001710337 0001710342 0001710341 0001710217 0001710251 Order No

Document 53-4

Case 1:07-cv-06440

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Filed 06/18/2008

APL Logistics will not tolerate sexual harassment of, or by, its employees, vendors, or customers. Your full support and cooperation for the spirit and intent of this policy is expected.

Sexual harassment is a form of unlawful discrimination. Sexual harassment is unwelcome sexual or sex-based behavior, including behavior that creates a hostile or abusive work environment,

Specific actions that can be considered sexual harassment include inappropriate verbal or physical conduct such as, but not limited to, the following:

- Demanding sexual favors with an implied or overt threat concerning the terms or conditions of someone's employment;
- Unwelcome sexual filtrations, advances propositions;

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- Verbal comments, including joking or teasing about someone's body, clothing or sexual activities;
- Display of sexually suggestive objects, pictures or messages?
- Unwelcome physical contact inclination
 touching, patting, squeezing, or cornering;

Repeated demeaning of a person or persons

on the basis of gender;

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Any retallation against persons complaining about the behavior cited above or similar behavior.

Sexual harassment negatively impacts the work environment and infringes on individual's employment opportunity. If you or others wish to voice a concern or bring a complaint of sexual harassment, please contact any one of the following: your supervisor's manager; or the Director of Employee Relations in Jacksonville.

Any complaint of sexual harassment will be taken very seriously and investigated promptly. Confidential information will be protected to the greatest extent possible. The investigation will be conducted so as to assure that both the complainant and the accused have an opportunity to be heard.

Individuals found to be in violation of the rights of others through acts of harassment, particularly sexual harassment, will be subject to disciplinary action up to and including termination. Retailation against complainants or witnesses is strictly prohibited.



ON MAY 22, 2006, I ARRIVED AT APL LOGISTICS TO START MY WORK DAY I SWIPE IN AND THEN HEAD TO MY OFFICE. STEPHEN MCELRATH COMES UP TO ME AND SAYS "DID ANYONE NOTIFIED YOU ,YOU ARE NOT SUPPOSE TO BE HERE, HEAD TO MARY'S OFFICE. ME AND STEPHEN GOES TO MARY'S OFFICE AND SITS DOWN. MARY IS LOOKING AT BOTH OF US LIKE CAN I HELP YOU. I SAID I DON'T KNOW WHAT'S GOING ON. STEPHEN SAYS "DID BILL BANKS CALL YOU". MARY RESPONDED WITH NO. STEPHEN CONTACTS BILL BANKS ON THE NEXTEL AND THEN WALKS OUT OF MARY'S OFFICE. IN FRONT OF OTHER EMPLOYEES, {FRONT OFFICE STAFF}HE SAYS BILL IS ERICA SUPPOSED TO BE HEREI BILL BANKS RESPONDED NO SHE IS SUSPENED PENDING TERMINATION! STEPHEN COMES BACK INTO MARY'S OFFICE, SITS DOWN AND SAYS "I AM SUSPENDING HER. MARY SAYS FOR WHAT. STEPHEN SAYS INSUBORDINATION. MARY SAYS DO YOU HAVE ANYTHING IN WRITING OR TO GIVE TO HER, STEPHEN SAYS I HAVE TO GO TO MY OFFICE, I WILL BE BACK. MARY SAY'S I DON'T KNOW WHY HE DID NOT GIVE YOU SOMETHING FRIDAY, I SAID HE JUST DOING THIS BECAUSE I TOLD ABOUT HIS SEXUAL HARASSMENTS. SHE SAYS YOU KNOW WHAT WE TALK ABOUT IN JANUARY, WAS THAT ABOUT MICHELLE GETTING HERE JOB BACK. I SAID IT WAS ABOUT STEPHEN SEXUAL HARASSMENT, AND JERRY VANCE TRYING TO MAKE ME DO TIME SHEET. MICHELLE NAME DID COME UP BECAUSE STEPHEN WAS PROMISING HERE A PERMANENT POSITION FOR MONEY. ALSO LAURA KHAN NAME WAS MENTION SHE WAS ALSO SEXUALLY HARASSED BY STEPHEN. ALSO MICHELLE BOWIE WAS ALSO HARASSED STEPHEN MCELRATH. THERE ARE AT LEAST 3 MORE LADY'S THAT WERE ALSO SEXUALLY HARASSED BY STEPHEN MCELRATH THIS CONVERSATION WAS TOLD TO MARY WERNER BACK IN JANUARY 2006. STEPHEN COMES BACK INTO MARY'S OFFICE WITH A DISCIPLINE SHEET SAYING I CALLED HIM A LIAR. HE GIVES ME AND MARY A COPY, AND THEN TELLS ME TO SIGN. I REFUSED. BECAUSE I DID NOT CALL HIM A LIAR, AND WHY WASN'T IT GIVEN TO ME FRIDAY WHEN IT SUPPOSELY HAPPEN. I SAID I'M NOT SIGNING ANTHING ELSE, AND IF THAT'S ALL I WILL BE LEAVING NOW. MARY AND STEPHEN SAYS THAT'S IT. SO I WALK TO THE LOBBY TO WAIT FOR A RIDE. I CAME TO MARY'S OFFICE TO ASK HER FOR AN EMPLOYEE POLICY HAND BOOK, MARY RESPONSE WAS I HAVE NOT SEEN ONE SINCE I HAVE BEEN WORKING HERE SUPERVISOR TOM BROOKS WAS IN MARY'S OFFICE, HE ALSO RESPONDED, ME EITHER.

Subscribed and sworn to before me

this day of May 2000 at Romeoville, County of Will, State of Illinois.

Notary Public (Jessenia Rue)

ERICA STEELE

5-22-2006

"OFFICIAL SEAL"
YESSENIA RIOS
Notary Public, State of Illinois
My Commission Expires June 21, 2008



On May 19,2006 approximately 9:15 am Steven McElrath and I got into a verbal altercation. I ask Steve to stop telling others staff members about my suspension. He then denied it. I responded with, I think I need to go talk to Mary Werner concerning this matter. His response was for me go home. He picks up the phone and calls Mary. He tells her that he told me to go home. I get up there to Mary's office, I explained to her that Steve is going around telling others workers about my suspensions, "saying I lied about my time on my time sheet". I also told her that I think he is retaliating against me because of the conversation that myself and she had about his sexual harassment behavior back in Jan 2006. She explained to me that General Manager Bill Banks gave me a three day suspension because he very upset because I was late coming to a meeting. I proceed to tell her that I was tired of Steve, Bill, and Jerry always talking down to me, and that I HAVE MY RIGHTS! Mary told me I shouldn't have been suspended for 3 days. She told me I probably should have gotten written up or even a one day suspension. I did give her a copy of my discrimination claim and -she responded, "I appreciate you giving me a heads up on what's going on..." She read it and said "Okay, thank you and good luck." I told her Steve told me to go home, and I left her office. I did go back to my office and I told Celeste Gamble and Michelle Lewis about the altercation between me and Steve, and that he told me to go home. So I left and went home.

Erica Willis-Steele

Fuld Steele

Subscribed and sworn to before me

this day of Mon at Romeoville, County of Will. State of Illinois.

Notary Public Zessenia Rics

"OFFICIAL SEAL"
YESSENIA RIOS
Notary Public. State of Illinois
My Commission Expires June 21, 2008

EXHIBIT

Solve S

5-1-08 CZ

I Laura Khan, Am Writing this letter in my full senses and conscience. I(Laura Khan) Ex Employee of APL Logistics Started Working for APL Logistics Recruited by Spherion as a Temp Employee. While I was working there, postal supervisor name Stephen Mc Larth. He constantly asked me for money. He also made sexual harassment remarks. Such as asking me would I ever consider of having sex with him. He promised me a permanent position at APL if I was willing to have sex with him. When I refused the offer very soon I was Fired From APL for no appropriate reason. I was never ever given a verbal or a written warning before I was terminated. He always made sarcastic comments on my body. I was also being discriminated by Jerry Vance and also the general manger Mr Banks. In my opinion to the higher authorities with all the respect, the whole management needs to be changed. Not even me but other Girls working at APL were or are facing the same problem. And when we bring it to the of the management the complainer loses their job. I have decided to step up and bring it to the attention to whom ever it may concern to take possible actions to stop this kind of discrimination against the females working at APL.

Thank you Laura khan

Laure Suit Alle

Subscribed and sworn to before me

Bolingbrook, County of Will, State of Illinois.

"OFFICIAL SEAL"
MERLIN MONDRAGON
Notary Public, State of Illinois
My Commission Expires April 18, 2009

| | EXHIBIT |
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